

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8634 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

PATEL BABUBHAI KHODABHAI

Versus

REGIONAL PASSPORT OFFICER

Appearance:

MR MID PATEL for Petitioner

MR JAYANT PATEL for Respondent No. 1

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 13/10/98

ORAL JUDGEMENT

Rule. Service of rule waived by Mr. Jayant Patel,
Ld. Standing Counsel for the respondent.

2. Heard. By way of this petition the petitioner seeks to have the fresh passport already applied for with correct birth date as 3/7/1951. The change is sought on the basis of the birth certificate as appearing at page

10. The petitioner has already applied for grant of fresh passport by surrendering the earlier passport.

3. I have heard the learned advocate appearing for the petitioner and learned Standing Counsel for the respondent - Passport Authority. Bearing in mind the facts of the case, following direction is issued :-

The respondent - Passport Authority will verify the original certificate produced before him and will also verify the earlier passport produced before him and if there is no impediment in issuance of fresh passport with the corrected birth date, the fresh passport with correct birth date as prayed for in this petition will be issued. Necessary exercise shall be undertaken and the fresh passport with correct birth date will be issued as aforesaid, within a period of two weeks from the date of receipt of writ of this direction. This will be on condition that the petitioner deposits with the respondent cost of this petition quantified at Rs.1,000/-.

Rule made absolute in the aforesaid terms. DSP.

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